S.B.Cr.Misc. Interim Bail App. No. 4830/2007
(Gulam Jillani @ Bhaiya @ Babu Khan Vs. State of Rajasthan)

Date of order : 26/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Ramesh Purohit for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

By the instant application under Section 439 Cr.P.C., the petitioner seeks temporary bail on the ground that the petitioner is suffering from serious ailment and has to undergo the operation at Maharana Bhupal Govt. Hospital, Udaipur. Learned counsel for the petitioner has placed on record the treatment record of the petitioner from Maharana Bhupal Govt. Hospital, Udaipur and the examination record of the Medical Board of the said hospital. The Medical Board on examination of the petitioner was of the opinion that the petitioner is suffering from Collulitis and Gegrin in both the lower legs and is under treatment and is to go for operation. Learned counsel for the petitioner further submits that the petitioner is also suffering from Cardiothorosic and vascular disease and also to undergo operation.

Keeping in view the serioius ailment of the petitioner and the opinion of the medical board as also the medical record where the petitioner has already been admitted and remained under treatment

for a long period, I consider it just and proper to allow the application and grant temporary bail to the petitioner for a period of thirty days from the date of his release.

Accordingly, the interim bail application is allowed and it is directed that petitioner Gulam Jillani @ Bhaiya @ Babu Khan S/o Noor Mohammed be released on bail in FIR No. 74/2004 P.S. Aranod, district Pratapgarh, for a period of thirty days from the date of his release, provided he furnishes a personal bond for a sum of Rs. 50,000/- with two sound and solvent sureties in the sum of Rs. 25,000/- each to the satisfaction of learned trial court for his surrender on completion of thirty days from the date of his release.

(H.R.PANWAR), J.

RP